

Response Under 37 CFR 1.116  
Expedited Procedure  
Examining Group 1651  
Application No. 10/531,846  
Paper Dated: December 30, 2008  
In Reply to USPTO Correspondence of September 30, 2008  
Attorney Docket No. 4544-051198

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/531,846 Confirmation No. 4062  
Applicant : SANJAI SAXENA  
Filed : September 28, 2005  
Title : PROCESS FOR PRODUCING HERBICIDES FROM A  
FUNGUS ALTERNARIA ALTERANATA F.SP.  
LANTANAE  
Group Art Unit : 1651  
Examiner : Irene Marx  
Customer No. : 28289

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT AFTER FINAL REJECTION**

Sir:

In response to the Office Action dated September 30, 2008, Applicant submits the following amendments and remarks.

**Amendments to the Specification** begin on page 2 of this paper.

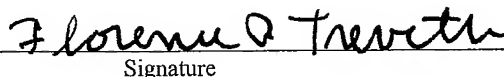
**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Remarks** begin on page 6 of this paper.

I hereby certify that this correspondence is being electronically  
submitted to the United States Patent and Trademark Office on  
December 30, 2008.

12/30/2008

Date



Signature

Florence P. Trevethan


Typed Name of Person Signing Certificate

AMENDMENTS TO THE CLAIMS

This listing of claims will replace all prior versions and listings of claims in the application.

Listing of Claims

Claims 1-13 (Cancelled).

 1.  
Claim 14 (Previously Presented): A process for producing herbicides from the fungus Alternaria alternata f.sp. lantanae deposited as a pure culture as ITCC-4896, comprising culturing the fungus in a liquid broth; subjecting the broth to the step of filtration to separate the broth containing phytotoxins from mycelium; extracting the phytotoxins from said broth to obtain the phytotoxins; and subjecting the phytotoxins to chemical characterization.

*Cancelled  
Per  
E.N.  
Amend.*  
Claim 15 (Currently Amended): The process as claimed in claim 14, wherein the fungus is inoculated on a ~~modified chemically defined growth medium~~ modified liquid medium containing a nutrient source and grown for a period of 7 days.

2.  
Claim 16 (Previously Presented): The process as claimed in claim 14, wherein the subjecting step is performed aseptically.

3.  
Claim 17 (Previously Presented): The process as claimed in claim 16, wherein the inoculum is inoculated into a liquid medium and growth is allowed for a period of 20 to 30 days under static conditions.

4.  
Claim 18 (Previously Presented): The process as claimed in claim 16, wherein the inoculum have a disc size of 3 to 12 mm.

5.  
Claim 19 (Previously Presented): The process as claimed in claim 16, wherein the inoculum have a disc size of 5 to 8 mm.